

Amendment No. 1 to SB2514

Gresham
Signature of Sponsor

AMEND Senate Bill No. 2514

House Bill No. 2139*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 13, is amended by adding the following language as new sections:

49-13-143.

(a) Each LEA that is a chartering authority, the achievement school district (ASD), and the state board of education shall publish an annual charter school authorizer performance report. Each report shall contain information on the performance of the chartering authority's schools for the immediately prior school year and fiscal year. The report shall include:

(1) Data on the academic performance of the schools that the chartering authority oversees. The report shall include data from the state accountability system on each school's academic performance and shall indicate how well each school performed against the goals set forth in its performance framework and charter school agreement. The report, at a chartering authority's discretion, may include performance data based on the authority's own adopted performance management or accountability system for its schools. In any event, a chartering authority shall report the following data for the charter schools it authorizes:

(A) The Tennessee Value-Added Assessment System (TVAAS) schoolwide composite-level score 1-5 for each school;

(B) The TVAAS schoolwide composite-index score for each school;

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(C) The percentage of students scoring proficient and advanced in mathematics, reading/language arts, and science on the Tennessee comprehensive assessment program (TCAP) tests, including the TNReady assessment, in each school;

(D) Schools that are identified as reward, focus, or priority schools;

(E) When applicable, the ACT and SAT scores of students; and

(F) When applicable, graduation rates;

(2) The record of compliance with objective, defined financial, and operations requirements for each charter school authorized by the chartering authority;

(3) Key student data for each charter school authorized by the chartering authority, including:

(A) Overall school enrollment;

(B) School enrollment by subgroup, including, but not limited to:

(i) Students receiving special education;

(ii) Students eligible for free and reduced price lunch; and

(iii) English language learners;

(C) School attrition as computed by the formula in which the number of students leaving the school during the school year is the numerator and the denominator is the sum of the number of students

enrolled at the beginning of the school year and the number of students enrolling in the school during the school year;

(D) School attrition for subgroups of students computed using the formula in subdivision (a)(3)(C) as modified for a subgroup; and

(E) School expulsion and suspension rates;

(4) Financial information, including per pupil BEP funds paid to charter schools, the numbers used to make the per pupil calculation for the fiscal year, and any local capital outlay funds distributed for charter school capital projects as a percentage of the chartering authority's capital funding for the fiscal year. A chartering authority shall include in its report:

(A) Each school's final weighted average daily membership (ADM) for BEP payment purposes;

(B) The chartering authority's final year weighted ADM;

(C) The amount of revenue attributable to charter schools for the fiscal year;

(D) Any local capital outlay funding that was distributed to charter school projects; and

(E) If the chartering authority is an LEA, the total local capital outlay funding from the local governing body that was allocated to the LEA.

(b) The annual authorizer performance reports shall be transmitted to the governor, the general assembly, the state board of education, if the chartering authority is not the state board, and the department of education by December 1 of the school year following the school year for which the report is made. The department shall post all authorizer performance reports on its web site for public viewing.

49-13-144.

(a) As used in this section, "chartering authority" includes only LEAs that authorize charter schools and the achievement school district (ASD). "Chartering authority" for the purposes of this section does not include the state board of education.

(b) The state board of education shall be the authorizer oversight authority for chartering authorities.

(c) As the authorizer oversight authority, the state board shall:

(1) Hold chartering authorities accountable for the overall academic performance of the charter schools they oversee;

(2) Hold chartering authorities accountable for effectively carrying out their authorizing responsibilities. The authorizing responsibilities for which the state board shall hold a chartering authority accountable shall include:

(A) Reviewing charter school applications;

(B) Contracting with charter schools;

(C) Overseeing and monitoring charter schools;

(D) Reviewing renewal applications; and

(E) Revoking and closing charter schools, when necessary;

(3) Verify that financial payments to charter schools are accurate and timely; and

(4) Assess the performance of chartering authorities with respect to authorizing standards and national high-quality charter school authorizing practices.

(d) The state board, at its discretion, may contract with a third party to conduct reviews and evaluations of chartering authorities. Any third party with which the state board contracts shall be an established and respected entity that is knowledgeable in high-quality charter school authorizing practices.

(e) The initial review of a new chartering authority shall occur within two (2) years after the establishment of the chartering authority's first charter school. After the

initial review of a chartering authority or for chartering authorities in existence on the effective date of this act, the state board may conduct a review at any time it finds a review to be appropriate or necessary.

(f) After completing a review of a chartering authority, the state board shall issue a written authorizer performance report on the overall performance of the chartering authority's schools and on the chartering authority's performance with respect to authorizing standards. A copy of a report shall be transmitted to the chartering authority that was reviewed, the department of education, the education committee of the senate, and the education instruction and programs committee of the house of representatives. The review shall be posted on the state board's web site for the benefit of the public.

SECTION 2. Tennessee Code Annotated, Section 49-13-108(f), is amended by deleting the language "are encouraged to adopt" and substituting instead the language "shall adopt".

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.